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# CORRECTED NOTICE OF ALLOWANCE AND FEE(S) DUE

35060

7590

11/06/2007

JEFFREY M. GREENMAN BAYER PHARMACEUTICALS CORPORATION 400 MORGAN LANE WEST HAVEN, CT 06516 EXAMINER

SOLOLA, TAOFIQ A

ART UNIT PAPER NUMBER

1625

DATE MAILED: 11/06/2007

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/501,689	07/17/2004	Chengzhi Zhang	5108N1P1	4379

TITLE OF INVENTION: BENZOFURAN AND BENZOTHIOPHENE DERIVATIVES USEFUL IN THE TREATMINT OF HYPER-PROLIFERATIVE DISORDERS

APPLN, TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1440	\$300	\$0	\$1740	02/06/2008

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. <u>PROSECUTION ON THE MERITS IS CLOSED</u>. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE DOES NOT REFLECT A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE IN THIS APPLICATION. IF AN ISSUE FEE HAS PREVIOUSLY BEEN PAID IN THIS APPLICATION (AS SHOWN ABOVE), THE RETURN OF PART B OF THIS FORM WILL BE CONSIDERED A REQUEST TO REAPPLY THE PREVIOUSLY PAID ISSUE FEE TOWARD THE ISSUE FEE NOW DUE.

#### HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status above is to be removed, check box 5b on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.

II. PART B - FEE(S) TRANSMITTAL, or its equivalent, must be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted. If an equivalent of Part B is filed, a request to reapply a previously paid issue fee must be clearly made, and delays in processing may occur due to the difficulty in recognizing the paper as an equivalent of Part B.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

### PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail Mail Stop ISSUE FEE

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

or Fax (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for

ndicated unless correcte naintenance fee notificat		ierwise in Block I, by (	a) specifying a new corres	pondence address; an	d/or (b) indicating a sepa	irate "FEE ADDRESS" for	
CURRENT CORRESPONDENCE ADDRESS (Note: Use Block I for any change of address)				Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.			
35969	7590 11/06	/2007	Have				
JEFFREY M. GREENMAN				Certifi reby certify that this I	cate of Mailing or Trans See(s) Transmittal is being	mission denosited with the United	
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BAYER PHARMACEUTICALS CORPORATION 400 MORGAN LANE				ressed to the Mail Si smitted to the USPTO	top ISSUE FEE address (571) 273-2885, on the d	above, or being facsimile ate indicated below.	
WEST HAVEN,				I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.  (Depositor's name)			
						(Signature)	
	•					(Date)	
APPLICATION NO.	FILING DATE		FIRST NAMED INVENTOR	A	TTORNEY DOCKET NO.	CONFIRMATION NO.	
10/501,689	07/17/2004		Chengzhi Zhang		5108N1P1	4379	
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nonprovisional	NO	\$1440	\$300	\$0	\$1740	02/06/2008	
EXAM	INER	ART UNIT	CLASS-SUBCLASS				
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	andanca address (ar Cha	nga of Correspondence	(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,				
Address form PTO/SB	ondence address (or Cha /122) attached.	inge of Correspondence	1 -	• •	ember a 2		
"Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.			(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.				
. ASSIGNEE NAME AT	ND RESIDENCE DATA	A TO BE PRINTED ON	THE PATENT (print or typ	ne)			
PLEASE NOTE: Unle	ess an assignee is ident	ified below, no assignee	data will appear on the pa	atent. If an assignee	is identified below, the d	ocument has been filed for	
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(A) NAME OF ASSIC	NEE		(B) RESIDENCE: (CITY	and STATE OR COU	JNTRY)		
lease check the appropri	ate assignee category or	categories (will not be p	rinted on the patent):	Individual Corp	oration or other private gro	oup entity Government	
a. The following fee(s) a	re submitted:	4	b. Payment of Fee(s): (Plea	se first reapply any	previously paid issue fee	shown above)	
Issue Fee			A check is enclosed.				
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☐ Advance Order - #	of Copies	<del></del>	The Director is hereby overpayment, to Depo	authorized to charge sit Account Number _	the required fee(s), any de	eficiency, or credit any in extra copy of this form).	
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* *	SMALL ENTITY state				ENTITY status. See 37 C		
nterest as shown by the r	ecords of the United Sta	uired) will not be accepted	k Office.	ne applicant; a registe	red attorney or agent; or tr	he assignee or other party in	
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BAYER PHARM	MACEUTICALS CORPO	ART UNIT	PAPER NUMBER	
400 MORGAN I WEST HAVEN,		1625 DATE MAILED: 11/06/200°	7	

## Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)

(application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 315 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 315 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (http://pair.uspto.gov).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at 1-(888)-786-0101 or (571)-272-4200.